

# County of Santa Clara

Department of Environmental Health

1555 Berger Drive, Suite 300  
San Jose, California 95112-2716  
(408) 918-3400  
www.EHinfo.org



May 7, 2010

Mr. John Skance  
Atlantic Richfield Company  
P.O. Box 1257  
San Ramon, California 94583

Ms. Jennifer Sedlachek  
ExxonMobil Refining  
4096 Piedmont Road, Suite 194  
Oakland, California 94611

Mr. Eric Hetrick  
ConocoPhillips  
76 Broadway  
Sacramento, California 95818

Mr. Howard Hubbard  
1824 Dry Creek Road  
San Jose, California 95124

Mr. Josh Mahoney  
Delta Consultants  
312 Piercy Road  
San Jose, California 95138

Subject: Fuel Leak Investigation: Mobil #10-JQP (BP 11223), 97 S. Abbott Avenue, Milpitas, CA; Case No. 13-029, SCVWDID No. 06S1E07E03f

Ladies and Gentlemen:

Thank you for submitting the Quarterly Remedial Progress Report – First Quarter 2010, which also included the results of groundwater monitoring. It is proposed in this report to conduct batch extraction from well MW9 while the remediation system is down. We concur with this recommendation, but remind you that batch extraction is not a substitute for active groundwater extraction.

## TECHNICAL REPORT REQUEST

Please submit the following technical reports to the DEH (attention: Ms. Lani Lee) by the schedule below:

**Quarterly Remediation Monitoring Reports**

January, February, March	<b>April 30</b>
April, May, June	<b>July 30</b>
July, August, September	<b>October 30</b>
October, November, December	<b>January 30</b>

These technical reports are being requested pursuant to our authority under Sections 25289 and 25296.10 of the California Health and Safety Code. Each report, including Quarterly Groundwater Monitoring Reports, shall include conclusions and recommendations for the next phases of work required to protect water resources, human health and safety, and the environment at the site. We request that all required work be performed in a prompt and timely manner. Revisions to the proposed schedule shall be submitted at least two (2) weeks prior to the due date in writing and with appropriate justification for the anticipated delays.

The California Business and Professions Code (Sections 6735, 6835, and 7835.1) require that work plans and technical or implementation reports containing geologic or engineering evaluations and/or judgments must be performed under the direction of an appropriately registered or certified professional.

**PERJURY STATEMENT**

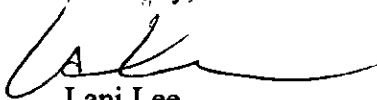
All proposals and reports submitted to DEH must be accompanied by a cover letter from the responsible party which states, at a minimum, the following:

"I declare, under penalty of perjury, that the information and/or recommendations contained in the attached proposal or report is true and correct."

This letter must be signed by an officer or legally authorized representative of your company.

If you have any questions, please call me at (408) 918-1977.

Sincerely,



Lani Lee  
Hazardous Materials Specialist  
Local Oversight Program  
lani.lee@deh.co.scl.ca.us

cc: File

